FILED

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September 15, 2010

UNITED STATES COURT OF APPEALS Elisabeth A. Shumaker Clerk of Court FOR THE TENTH CIRCUIT

In re: JEROME G. CARTER, Petitioner.	No. 10-3161 (D. C. No. 5:07-CV-03317-SAC)
ORDER	

This matter comes before the court on petitioner's letter to the court dated September 10, 2010. The court construes the letter as a motion to dismiss this case. As construed, the motion is granted. *See* Fed. R. App. P. 42(b).

Entered for the Court,

ELISABETH A. SHUMAKER, Clerk

Glisabeta a. Shumake